

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 18, 1998
SAN FRANCISCO, CALIFORNIA**

S073031 People, Petitioner
3rd Dist. v.
C030175 San Joaquin County Superior Court, Respondent

Jose Francisco Zamudio, Real Party in Interest

Petition for review GRANTED.

Respondent superior court is ordered to show cause before this court, when the proceeding is ordered on calendar, why the relief sought in the petition should not be granted.

The return is to be served and filed on or before December 18, 1998.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Brown, J.

S073068 People, Respondent
6th Dist. v.
H016132 Chhayarith Reth, Appellant

Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Birkett*, S062370 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Appellant's petition for review DENIED.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S073219 People, Respondent
1st Dist. v.
A077543 Guillermo Rodriguez, Appellant
Div. 4 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Metters*, S069442 and *People v. Martinez*, S064345 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Mosk, J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S073975 Preferred Risk Mutual Insurance Company, Appellant
2nd Dist. v.
B116718 Reo Reiswig et al., Respondents
Div. 6 Appellant's petition for review GRANTED.

George, C.J.
Kennard, J.
Werdegar, J.
Chin, J.

S057709 People, Respondent

4th Dist. v.

G016966 Michael Thomas Senner et al., Appellants

Div. 3 The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S058223 People, Respondent

2nd Dist. v.

B097828 Louis C. Guevara, Appellant

Div. 1 The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S059461 People, Respondent

2nd Dist. v.

B101352 David Morales, Appellant

Div. 4

The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S059609 People, Respondent

2nd Dist. v.

B068284 Juanita St. John, Appellant

Div. 3

The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Breverman* (1998) 19 Cal.4th 142.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S060450 People, Respondent

2nd Dist. v.

B098822 James Evans, Appellant

Div. 1 The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Breverman* (1998) 19 Cal.4th 142.

George, C.J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S061779 People, Respondent

4th Dist. v.

D025058 Patrick McCurdy, Appellant

Div. 1 The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S063806 People, Respondent

4th Dist. v.

E017760 Darryl Lee Love, Appellant

Div. 2 The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S064469 People, Respondent

2nd Dist. v.

B100991 Henry Anderson et al., Appellants

Div. 3 The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S064553 People, Respondent

2nd Dist. v.

B105115 Isaac Youngblood, Appellant

Div. 1 The above-entitled review is hereby transferred to the Court of Appeal, Second Appellate District, Division One, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

S071060 People, Respondent

4th Dist. v.

G020345 William L. Thrash, Appellant

Div. 3 The above-entitled review is hereby transferred to the Court of Appeal, Fourth Appellate District, Division Three, with directions to vacate its decision and to reconsider the cause in light of *People v. Birks* (1998) 19 Cal.4th 108.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Werdegar, J.

Chin, J.

Brown, J.

- S065957 People, Respondent
2nd Dist. v.
B103176 Jerome Michael Johnson, Appellant
Div. 5 Pursuant to rule 29.4(c), California Rules of Court, the above-
entitled review is DISMISSED and cause is remanded to the Court of
Appeal, Second Appellate District, Division Five.
- George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.
- S071464 James R. Ross, Petitioner
v.
Commission on Judicial Performance, Respondent
Petition for writ of review DENIED.
- S073996 Steven Griffiths, Petitioner
v.
Second Appellate District Court of Appeal, Respondent
Michael V. Severo, Real Party in Interest
Petition for writ of mandate/prohibition DENIED.
- S074348 Salvador Martinez, Petitioner
v.
Fourth Appellate District, Division Three, Respondent
People, Real Party in Interest
Application for stay and petition for writ of mandate/prohibition
DENIED.
- S070744 In re Carlos Villalobos Martinez
on
Habeas Corpus
Petition for writ of habeas corpus DENIED.

S073394 In re William Blackwell
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

S073854 In re William D. Gregory
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

1st Dist. Andre Baldanza, Appellant
A075614 v.
Div. 3 Delta Air Lines et al., Respondents
S073485 Respondents' petition for review DENIED.
 The request for an order directing publication of the opinion is
 DENIED.

1st Dist. People, Respondent
A076153 v.
Div. 4 Earvin Eugene Laws, Appellant
S073044 Appellant's petition for review DENIED.

1st Dist. Economic Empowerment Foundation, Appellant
A076894 v.
Div. 3 Charles Quackenbush as Insurance Commissioner, Respondent
S073458 State Farm Fire and Casualty Company et al., Real Parties in Interest
 Real Parties in Interest's petition for review DENIED.

1st Dist. People, Respondent
A077245 v.
Div. 1 Alvin Cornelius Kimbrough, Appellant
S073396 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A078002 v.
Div. 2 Michael Royce Parker, Appellant
S074010 Appellant's petition for review DENIED.

1st Dist. Catherine M. et al., Appellants
A078308 v.
A079443 San Francisco Community College District et al., Respondents
Div. 4 Appellants' petition for review DENIED.
S073754 The request for an order directing publication of the opinion is
DENIED.

1st Dist. People, Respondent
A078807 v.
Div. 5 Gregory Lee Gray, Appellant
S073513 Appellant's petition for review DENIED.

1st Dist. In re Jose C. et al., a Person Coming Under the Juvenile Court Law
A079387 -----
Div. 4 Alameda County Social Services Agency, Respondent
S073900 v.
Victoria Lee Johnson, Appellant
Petition for review DENIED.

1st Dist. People, Respondent
A079687 v
Div. 2 Ernest Jerome Echols, Appellant
S074009 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080201 v.
Div. 1 Elizah Raymond Morgan, Appellant
S073923 Appellant's petition for review DENIED.

1st Dist. Scott A. Swanson, Appellant
A080328 v.
Div. 1 Hearing Aid Dispensers Examining Committee, Respondent
S073915 Appellant's petition for review DENIED.

1st Dist. In re the Marriage of Lechowick
A080435 -----
Div. 2 Judith Sundquist, Respondent
S073466 v.
Vincent T. Lechowick, Respondent
Mark Heimann, Appellant
Petition for review DENIED.

1st Dist. Christopher Morrison et al., Appellants
A081569 v.
Div. 2 Viacom Inc., Respondent
S074036 Petition for review DENIED.

1st Dist. Perry S. Shers, Appellant
A083162 v.
Div. 2 City and County of San Francisco, Respondent
S073872 Appellant's petition for review DENIED.

1st Dist. In re James Jacob Burggraf
A083406 on
Div. 1 Habeas Corpus
S073018 Petition for review DENIED.

1st Dist. In re Armando Abreu
A083466 on
Div. 2 Habeas Corpus
S073123 Petition for review DENIED.

1st Dist. Tutor-Saliba Corporation, Petitioner
A083470 v.
Div. 3 Workers' Compensation Appeals Board, Respondent
S073793 Alfredo Garcia, Respondent
Petition for review DENIED.

1st Dist. Deborah Diane Alioto, Petitioner
A083834 v.
Div. 3 Marin County Superior Court, Respondent
S074249 People, Real Party in Interest
Application for stay and petition for review DENIED. (See Penal Code section 1538.5, subd. (m) and *People v. Medina* (1972) 6 Cal.3d 484, 491-492.)

2nd Dist. Kenneth Kazenelson, Appellant
B098433 v.
Div. 7 City of Hermosa Beach, Respondent
S073649 Petition for review DENIED.
The requests for an order directing publication of the opinion in the above entitled cause are DENIED.

2nd Dist. Jonathan David Rapore, Respondent
B099013 v.
Div. 3 Donald Beach, Appellant
S073894 And Companion Case
Petition for review DENIED.

2nd Dist. People, Respondent
B105415 v.
Div. 2 Sonja Key et al., Appellants
S073279 Appellants' petitions for review DENIED.
Mosk, J., is of the opinion review should be granted.

2nd Dist. Sushi Kumar Ahuja et al., Appellants
B107635 v.
Div. 4 Amarpal S. Kohli et al., Respondents
S073886 Petition for review DENIED.

2nd Dist. Erich Buecklers, Appellant
B108696 v.
Div. 7 Michael J. Rudchenko, Respondent
S073920 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B108828 v.
Div. 6 Sheldon J. Wilbert, Appellant
S073881 Appellant's petition for review DENIED.

2nd Dist. Principal Mutual Life Insurance Company, Respondent
B108968 v.
Div. 5 Vars Pave McCord & Freedman et al., Appellants
S073582 Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. William G. Isaac et al., Respondents
B109234 v.
Div. 7 City of Los Angeles et al., Appellants
S073738 Petition for review DENIED.
The requests for an order directing depublication of the opinion
are DENIED.

2nd Dist. People, Respondent
B109302 v.
Div. 1 Terrance K. Patridge et al., Appellants
S073917 Appellants' petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. Lois Jenks, Appellant
B109996 v.
Div. 3 Washington National Insurance Company et al., Respondents
S073644 Appellant's petition for review DENIED.

2nd Dist. Lloyd Design Corporation, Appellant
B110185 v.
Div. 2 Mercedes-Benz of North America Incorporated et al., Respondents
S073577 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110321 v.
Div. 2 Jose Blanco, Appellant
S073988 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B110580 v.
Div. 2 Louie Meza, Appellant
S073855 Appellant's petition for review DENIED.

2nd Dist. Francis Drake Ratay, Appellant
B110836 v.
Div. 2 Patricia Ann Bellas, Respondent
S073870 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111132 v.
Div. 4 Juan Manuel Davila, Appellant
S073571 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111166 v.
Div. 4 Thomas Cash et al., Appellants
S073293 Appellants' petitions for review DENIED.

2nd Dist. People, Respondent
B111314 v.
Div. 3 Wardell Morris, Appellant
S073866 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111672 v.
Div. 3 Homer Tyrone Lewis, Appellant
S073990 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B111920 v.
Div. 5 Gabriel Arreola et al., Appellants
S073769 Appellants' petition for review DENIED.

2nd Dist. In re Juan Carlos Cortez on Habeas Corpus
B112054 -----
B121527 People, Respondent
Div. 4 v.
S073105 Juan Carlos Cortez, Appellant
Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B112636 v.
Div. 4 David A. Williams, Appellant
S073844 Appellant's petition for review DENIED.

2nd Dist. Rafi M. Khan, Appellant
B112802 v.
Div. 1 Reynolds Kendrick Stratton Incorporated, Respondent
S073954 Petition for review DENIED.

2nd Dist. People, Respondent
B113198 v.
Div. 7 Jorge Felipe Rodriguez, Appellant
S072981 Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

2nd Dist. B113518 Div. 2 S073858	Los Feliz Estates Owners Association, Respondent v. Petros and Karine Taglyan et al., Appellants Petition for review DENIED.
2nd Dist. B113537 Div. 3 S073815	People, Respondent v. Jonathan Charles McCracken, Appellant Appellant's petition for review DENIED.
2nd Dist. B113661 Div. 3 S074011	Department of Motor Vehicles, Petitioner v. Los Angeles County Superior Court, Respondent Patrick G. Woosley, Real Party in Interest Petition for review DENIED. Request for judicial notice denied.
2nd Dist. B113822 Div. 5 S073343	In re Devery H., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Devery H., Appellant Respondent's petition for review DENIED.
2nd Dist. B114229 Div. 2 S073820	People, Respondent v. Ronald Lee Gilpin, Appellant Appellant's petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.
2nd Dist. B114315 Div. 3 S073801	Theresa Blasetti, Appellant v. Los Angeles Unified School District, Respondent Petition for review and request for judicial notice DENIED.
2nd Dist. B114406 Div. 1 S073908	People, Respondent v. Alfonso Cortez, Appellant Appellant's petition for review DENIED.

2nd Dist. B114699 Div. 7 S073999	People, Respondent v. Damian Lavon Skinner et al., Appellants Appellants' petition for review DENIED.
2nd Dist. B114816 Div. 4 S073100	People, Respondent v. Otho Raye James, Appellant Appellant's petition for review DENIED.
2nd Dist. B114858 Div. 7 S073024	People, Respondent v. Andrew Lee Truesdale, Appellant Appellant's petition for review DENIED.
2nd Dist. B115014 Div. 5 S073687	People, Respondent v. Andre Allison, Appellant Appellant's petition for review DENIED.
2nd Dist. B115066 Div. 4 S073851	People, Respondent v. Nelson Armando Gomez, Appellant Appellant's petition for review DENIED.
2nd Dist. B115066 Div. 4 S073851	People, Respondent v. Nelson Armando Gomez, Appellant Appellant's petition for review DENIED.
2nd Dist. B115347 Div. 1 S073897	Anand Diamond Corporation et al., Appellants v. Underwriters at Lloyds of London et al., Respondents Appellants' petition for review DENIED.
2nd Dist. B115731 Div. 4 S073861	Fidelity & Deposit Company of Maryland, Appellant v. Charter Oak Fire Insurance Company, Respondent Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115854 v.
Div. 5 Stanley Eugene Shelley, Appellant
S074018 Appellant's petition for review DENIED.

2nd Dist. Debbie Rae Glick-Gaynes, Respondent
B115939 v.
Div. 7 Gordon Mason, Appellant
S073786 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115944 v.
Div. 1 Edward I. Cleveland, Appellant
S073887 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115959 v.
Div. 4 Leon Anthony Ladmirault, Appellant
S073940 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B115971 v.
Div. 5 Demond Eugene Capers, Appellant
S073814 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B116652 v.
Div. 1 Harris Longsworth et al., Appellants
S073937 Appellants' petition for review DENIED.

2nd Dist. People, Respondent
B117132 v.
Div. 7 Armando Reyes, Appellant
S073671 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117278 v.
Div. 2 Lalouaco Sanchez et al., Appellants
S074007 Appellants' petition for review DENIED.

2nd Dist. C.I.R. Plumbing Incorporated, Appellant
B117292 v.
Div. 1 P.E. O'Hair & Company, Respondent
S073890 Appellant's petition for review DENIED.

2nd Dist. In re Selvin L., a Person Coming Under the Juvenile Court Law
B117413 -----
Div. 1 People, Respondent
S073822 v.
Selvin L., Appellant
Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117463 v.
Div. 1 William D. Gregory, Appellant
S073852 Appellant's petition for review DENIED.

2nd Dist. Santa Barbara Metropolitan Transit District, Petitioner
B118141 v.
Div. 6 Workers' Compensation Appeals Board, Respondent
S073803 Mary Dominguez, Respondent
Petition for review DENIED.

2nd Dist. People, Respondent
B118507 v.
Div. 1 Anthony Sposato, Appellant
S073945 Appellant's petition for review DENIED.

2nd Dist. Southland Corporation, Petitioner
B121326 v.
Div. 1 Los Angeles County Superior Court, Respondent
S073906 Alfonso Frank Gaines et al., Real Parties in Interest
Real Parties in Interest's petition for review DENIED.

2nd Dist. April S. Ray, Appellant
B122651 v.
Div. 1 County of Los Angeles et al., Respondents
S073871 Appellant's petition for review DENIED.

2nd Dist. Laurence and Mary Ann Urban et al., Appellants
B122929 v.
S073885 Frances M. Warden, Respondent
Petition for review DENIED.

2nd Dist. Dillingham Construction, N.A., Incorporated, Petitioner
B123641 v.
Div. 2 Los Angeles County Superior Court, Respondent
S074525 County of Los Angeles, Real Party in Interest
Application for stay and petition for review DENIED.

2nd Dist. Sheldon J. Bachrach, Petitioner
B123965 v.
Div. 2 Los Angeles County Superior Court, Respondent
S073657 Aon/Agr/Albert G. Ruben Insurance Services, Real Party in Interest
Petition for review DENIED.

2nd Dist. Jan Mathews, Petitioner
B123988 v.
Div. 5 Workers' Compensation Appeals Board et al., Respondents
S073838 Petition for review DENIED.

2nd Dist. American Airlines et al., Petitioners
B124137 v.
Div. 2 Workers' Compensation Appeals Board, Respondent
S073703 Annie Becker, Respondent
Petition for review DENIED.

2nd Dist. Dillingham Construction N.A. Incorporated, Petitioner
B124485 v.
Div. 2 Los Angeles County Superior Court, Respondent
S074524 County of Los Angeles, Real Party in Interest
Application for stay and petition for review DENIED.

2nd Dist. Lauro Rocha Gaxiola, Petitioner
B124778 v.
Div. 1 Los Angeles County Superior Court, Respondent
S073038 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. Johnnie L. Cochran Jr., Petitioner
B125264 v.
Div. 5 Los Angeles County Superior Court, Respondent
S073867 Patricia Ann Cochran, Real Party in Interest
Petition for review DENIED.

2nd Dist. Samac Limited, Petitioner
B125629 v.
Div. 7 Los Angeles County Superior Court, Respondent
S073826 Carbon Mesa Advisors Incorporated, Real Party in Interest
Petition for review DENIED.

2nd Dist. Linda Miller, Respondent
B125820 v.
Div. 5 Calmark Heritage Park II Limited Partnership et al., Appellants
S073984 Respondent's petition for review DENIED.

2nd Dist. County of Los Angeles, Petitioner
B125870 v.
Div. 7 Los Angeles County Superior Court, Respondent
S074022 Hughes Aircraft Company
Petition for review DENIED.

2nd Dist. Ann T. Madison, Petitioner
B126223 v.
Div. 3 Los Angeles County Superior Court, Respondent
S074370 Alvin L. Pittman, Real Party in Interest
Application for stay and petition for review DENIED.

2nd Dist. Cedars-Sinai Medical Center, Petitioner
B126398 v.
Div. 7 Los Angeles County Superior Court, Respondent
S074490 Kristopher Schon Bowyer, Real Party in Interest
Application for stay and petition for review DENIED.

3rd Dist. People, Respondent
C018719 v.
S074005 Terri L. Rasmussen, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C023065 v.
S073062 Olga Claudia Rivera, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C025471 v.
S074057 Yee Vang, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C025473 v.
S072962 Gilbert Anthony Chavez et al., Appellants
Appellants' petitions for review DENIED.

3rd Dist. People, Respondent
C025565 v.
S073956 Larry Neil Parks, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C025582 v.
S072882 Arthur Charles Liggins, Appellant
Appellant's petition for review DENIED.

3rd Dist. In re Eric W., a Person Coming Under the Juvenile Court Law
C025849 -----
S073688 People, Respondent
v.
Eric W., Appellant
Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

3rd Dist. In re the Marriage of Janice M. and Jefferson T. Duckett
C026571 -----
C026572 Janice M. Duckett, Respondent
S073967 v.
Jefferson T. Duckett, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C026593 v.
S073388 Jerry Brenton Nutt, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. In re Esbeydy C., a Person Coming Under the Juvenile Court Law
C026834 -----
S073987 People, Respondent
v.
Esbeydy C., Appellant
Appellant's petition for review DENIED.

3rd Dist. Boyd M. Halvorsen Sr., Appellant
C027036 v.
S073273 Aramark Uniform Services Incorporated et al., Respondents
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C027615 v.
S073966 Refugio Jay Zuniga, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C028172 v.
S073830 Roberto Salas, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C028207 v.
S073770 Donald Ree Adams, Appellant
Appellant's petition for review DENIED.

3rd Dist. In re Angelo M., a Person Coming Under the Juvenile Court Law
C029063 -----
S073889 Sacramento County Dep. of Health & Human Services, Respondent
v.
Debbie A., Appellant
Petition for review DENIED.

3rd Dist. Marylynn Gelisse, Petitioner
C030225 v.
S073910 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

3rd Dist. Douglas Benoit, Petitioner
C030467 v.
S073946 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

4th Dist. Quota Capital Inc., Appellant
D024242 v.
Div. 1 William K. Summers, Appellant
S074023 Appellant's petition for review DENIED.

4th Dist. Merle Smith et al., Respondents
D024662 v.
Div. 1 David Colton et al., Appellants
S073846 Appellants' petition for review DENIED.

4th Dist. People, Respondent
D027093 v.
Div. 1 Mario Andre Rushing, Appellant
S073590 Respondent's petition for review DENIED.

4th Dist. People, Respondent
D027167 v.
Div. 1 Timothy F. Tooker, Appellant
S073277 Appellant's petition for review DENIED.

4th Dist. William Kane, Appellant
D027199 v.
Div. 1 Arise Scaffolding and Equipment et al., Respondents
S074090 Appellants' petition for review DENIED.

4th Dist. People, Respondent
D027259 v.
Div. 1 Francisco Gomez, Appellant
S074072 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027318 v.
Div. 1 Martin Flores, Appellant
S073863 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027380 v.
Div. 1 Timothy McClure, Appellant
S073020 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027402 v.
Div. 1 Victoria Bold, Appellant
S073880 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D028025 v.
Div. 1 Taju Mohammed Ahmed, Appellant
S074047 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D028035 v.
Div. 1 Patrick Schubert, Appellant
S073974 Appellant's petition for review DENIED.

4th Dist. In re Timothy F. Tooker
D029704 on
Div. 1 Habeas Corpus
S073276 Petition for review DENIED.

4th Dist. People, Respondent
D029736 v.
D031114 Anthony Scott, Appellant
Div. 1 -----
S073934 In re Anthony Scott on Habeas Corpus
Appellant's petition for review DENIED.

4th Dist. Standard Fire Insurance Company et al., Petitioners
D031682 v.
Div. 1 San Diego County Superior Court, Respondent
S073706 L. Schultz Incorporated, Real Party in Interest
Petition for review DENIED.

4th Dist. Joseph Durante et al., Petitioners
D031782 v.
Div. 1 San Diego County Superior Court, Respondent
S073423 Victoria Givens, Real Party in Interest
Application for stay and petition for review DENIED.

4th Dist. Natalie M., Appellant
E019017 v.
Div. 2 John L., Respondent
S073980 Respondent's petition for review DENIED.

4th Dist. Austin J. McGreal, Appellant
E019238 v.
Div. 2 Bryant C. MacDonald, Respondent
S073764 Petition for review DENIED.
The request for an order directing publication of the opinion is
DENIED.

4th Dist. People, Respondent
E019994 v.
Div. 2 Stanley Damu Robins, Appellant
S072710 Appellant's petition for review DENIED.

4th Dist. People, Respondent
E020490 v.
Div. 2 Michael Allen Jensen, Appellant
S074035 Appellant's petition for review DENIED.

4th Dist. In re Henry Sinohuiz Lucero
E020540 on
E021877 Habeas Corpus
Div. 2 Appellant's petition for review DENIED.
S073264

4th Dist. E020702 Div. 2 S073436	People, Respondent v. Charles Russell Mapes, Appellant Appellant's petition for review DENIED.
4th Dist. E021074 Div. 2 S073970	People, Respondent v. Avertano Rodriguez, Appellant Appellant's petition for review DENIED.
4th Dist. E022909 Div. 2 S074030	Bob Moon, Appellant v. State of California Public Entity et al., Respondents Appellant's petition for review DENIED.
4th Dist. G020249 Div. 3 S073771	People, Respondent v. Marcelino Vargas, Appellant Appellant's petition for review DENIED.
4th Dist. G020449 Div. 3 S073111	People, Respondent v. Richard Andrew Simpson, Appellant Appellant's petition for review DENIED.
4th Dist. G020742 Div. 3 S073947	People, Respondent v. Richard R. Kingsberry, Appellant Appellant's petition for review DENIED.
4th Dist. G020773 Div. 3 S073850	John Frederick Debs et al., Respondents v. Robert J. Krause, Appellant Petition for review DENIED.
4th Dist. G020786 Div. 3 S074016	People, Respondent v. Juan Manuel Elias, Appellant Appellant's petition for review DENIED. Mosk, J., is of the opinion the petition should be granted.

4th Dist. G020969 Div. 3 S073896	People, Respondent v. Alexander Michael Martinez, Appellant Appellant's petition for review DENIED.
4th Dist. G021874 Div. 3 S073700	Estate of Dariel W. Brewer, Deceased ----- Dirk W. Brewer, as Administrator, etc., Appellant v. Shirley Brewer, Respondent Petition for review DENIED.
4th Dist. G021908 Div. 3 S073207	In re Joseph R., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Joseph R, Appellant Appellant's petition for review DENIED. Mosk, J., and Kennard, J., are of the opinion the petition should be granted.
4th Dist. G021977 Div. 3 S073925	In re Kim T., a Person Coming Under the Juvenile Court Law ----- People, Respondent v. Kim T., Appellant Appellant's petition for review DENIED.
4th Dist. G023338 Div. 3 S073081	In re William K. Doyle on Habeas Corpus Petition for review DENIED.
4th Dist. G023960 Div. 3 S073892	Norman Frantzman, Petitioner v. Orange County Superior Court, Respondent County of Orange, Real Party in Interest Petition for review DENIED.

4th Dist. KDM Entertainment, Inc., Petitioner
G024281 v.
Div. 3 Alcoholic Beverage Control Appeals Board et al., Respondents
S074647 Application for stay and petition for review DENIED.

5th Dist. People, Respondent
F026901 v.
S073045 Ronald Wright, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027469 v.
S073883 Thomas Earl Wallen, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027486 v.
S074004 Richard Carreiro, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027670 v.
S073874 Joseph Garland Wiley III, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027679 v.
S073225 Guy Perez, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F027801 v.
S074062 Christopher Marquez, Appellant
Appellant's petition for review DENIED.

5th Dist. People, Respondent
F028084 v.
S074039 Richard Lowell Coey, Appellant
Appellant's petition for review DENIED.

5th Dist. F028661 F030236 S073296	In re Brian David Denton on Habeas Corpus ----- People, Respondent v. Brian David Benton, Appellant Appellant's petition for review DENIED.
5th Dist. F028809 S073899	People, Respondent v. John Fitzgerald Tatum, Appellant Appellant's petition for review DENIED.
5th Dist. F028886 S073562	In re Richard Shires Winson Jr. on Habeas Corpus Petition for review DENIED.
5th Dist. F031591 S073891	Ecowater Systems Incorporated et al., Petitioners v. Fresno County Superior Court, Respondent Julianne Rhodes et al., Real Parties in Interest Petition for review DENIED.
6th Dist. H014782 S073028	People, Respondent v. Jonathan Lamont Williams et al., Appellants Petitions for review DENIED.
6th Dist. H016524 S073164	People, Respondent v. Stephen Lee Treacy, Appellant Appellant's petition for review DENIED.
6th Dist. H016548 S073919	People, Respondent v. Willie Randolph Walker, Appellant Appellant's petition for review DENIED.

6th Dist. City of San Jose, Respondent
H016744 v.
S073719 State of California Department of Health Services et al., Appellants
Appellants' petition for review DENIED.
The request for an order directing depublication of the opinion is
DENIED.

6th Dist. People, Respondent
H016849 v.
S074031 John Lawrence Collins, Appellant
Appellant's petition for review DENIED.

6th Dist. Ensoniq Corporation, Petitioner
H016861 v.
S073632 Santa Clara County Superior Court, Respondent
Jon Dattoro, Real Party in Interest
Application for stay and petition for review DENIED.

6th Dist. American National Fire Insurance Company, Appellant
H016954 v.
S073853 Allstate Insurance Company, Respondent
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H017234 v.
S073916 George M. Pasion, Appellant
Appellant's petition for review DENIED.

6th Dist. In re Carly P., a Person Coming Under the Juvenile Court Law
H017263 -----
S073875 Santa Clara Dept. of Family and Children's Service, Respondent
v.
John P., Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H017389 v.
S073973 Archie Lee Jefferson, Appellant
Appellant's petition for review DENIED.

6th Dist. H017695 S0739335	In re Christopher H., a Person Coming Under the Juvenile Court Law ----- Santa Cruz County Human Resources Agency, Respondent v. Robert H. et al., Appellants Petition for review DENIED.
6th Dist. H018895 S073008	In re Lisa Gale Harlow on Habeas Corpus Petition for review DENIED on the merits.
6th Dist. H018968 S073188	In re Joe Luis Lugo on Habeas Corpus Petition for review DENIED.
6th Dist. H019081 S074028	County of Santa Clara et al., Petitioners v. Santa Clara County Superior Court, Respondent David J. Alves et al., Real Parties in Interest Petition for review DENIED.
1st Dist. A080207 Div. 1 S073287	Homeacres Improvement Association of Solano County, Appellant v. Solano County, Respondent Revival Center Ministries Inc., Real Party in Interest The request for an order directing publication of the opinion in the above entitled cause is DENIED.
2nd Dist. B100420 Div. 6 S073504	Louis Kamel, M.D., Appellant v. Fire Insurance Exchange et al., Respondents The request for an order directing publication of the opinion in the above entitled cause is DENIED.

2nd Dist. Michael Kovacs, Appellant
B109737 v.
Div. 7 Cecilia Kovacs Dodson, Appellant
S073647 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

2nd Dist. Allen B. Shay, Appellant
B110218 v.
Div. 7 City of Pasadena et al., Respondents
S073943 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

2nd Dist. Alan Gharibian et al., Petitioners
B119443 v.
Div. 2 Los Angeles County Superior Court, Respondent
S073548 Verdugo Hills Hospital et al., Real Parties in Interest
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

3rd Dist. Robert Narayan, Appellant
C024694 v.
S072747 Howard Klein, Respondent
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

3rd Dist. Wendell Phillips, Appellant
C026734 v.
S073507 County of Sacramento et al., Respondents
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

3rd Dist. Ador Lopez, Respondent
C027411 v.
S072700 Joe Enos, Appellant
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

4th Dist. Jeffrey R. Krinsk et al., Respondents
D025847 v.
Div. 1 State Farm Mutual Automobile Insurance Company et al.,
S072925 Respondents
Steven D. Welch and Sandra Norris, Appellants
The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

4th Dist. Union Oil Company of California, Appellant
E016152 v.
E018785 Riverside International Raceway et al., Respondents
E020428 The request for an order directing publication of the opinion in
Div. 2 the above entitled cause is DENIED.
S073162

4th Dist. Leticia Newland, Appellant
E021106 v.
Div. 2 Yong Han Hong et al., Respondents
S073816 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.

4th Dist. Gregory Howell et al., Appellants
G017929 v.
G018350 City of Costa Mesa, Respondent
Div. 3 The request for an order directing publication of the opinion in
S073332 the above entitled cause is DENIED.

S072856 In re the Accusation of Thomas V. and Deborah L. Tataranowicz
Against Certain Attorney(s)
Petition DENIED.

S073393 In re the Accusation of Michael Joseph Potter
Against Certain Attorney(s)
Petition DENIED.

S073924 In re the Accusation of Michael Allen Sweet
Against Certain Attorney(s)
Petition DENIED.

- S074061 In re the Accusation of Susan M. Cohen
Against Certain Attorney(s)
Petition DENIED.
- S074158 In re the Accusation of Christina Eslami
Against Certain Attorney(s)
Petition DENIED.
- S074160 In re the Accusation of Michael O. DeVaughn
Against Certain Attorney(s)
Petition DENIED.
- S020803 People, Respondent
v.
Richard Bert Stewart, Appellant
On application of respondent and good cause appearing, it is
ordered that the time to serve and file respondent's brief is extended
to and including January 15, 1999.
- S071080 Thomas M. Thompson et al., Respondents
v.
Department of Corrections et al., Appellants
On application of appellant and good cause appearing, it is
ordered that the time to serve and file the reply brief on the merits is
extended to and including December 15, 1998.
- S072212 Sierra Club et al., Appellants
v.
San Joaquin Local Agency Formation Commission, Respondent
Califia Development Group et al., Real Parties in Interest
On application of respondent and good cause appearing, it is
ordered that the time to serve and file the answer brief on the merits
is extended to and including December 21, 1998.
No further extensions of time are contemplated.

S072243 People, Respondent

v.

Antonio Marcos Robles, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's opening brief on the merits is extended to and including December 13, 1998.

S073678 Mark Galanty, Appellant

v.

Paul Revere Life Insurance Company, Respondent

On application of appellant and respondent and good cause appearing, it is ordered that the time to serve and file appellant's opening brief on the merits is extended to and including December 18, 1998 and the time to serve and file respondent's answer brief on the merits is extended to and including February 1, 1999.

S067115 John B. Vanderberg et al., Petitioners

v.

Sacramento County Superior Court, Respondent

Centennial Insurance Company et al., Real Parties in Interest

The application of American Subcontractors Association and American Subcontractors Association of California for permission to file an amicus curiae brief in support of petitioners is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

S067115 John B. Vanderberg et al., Petitioners

v.

Sacramento County Superior Court, Respondent

Centennial Insurance Company et al., Real Parties in Interest

The application of Anthem Electronics, Inc. for permission to file an amicus curiae brief in support of petitioners is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

- S067115 John B. Vanderberg et al., Petitioners
 v.
 Sacramento County Superior Court, Respondent
 Centennial Insurance Company et al., Real Parties in Interest
 The application of Atlantic Richfield Company for permission to
 file an amicus curiae brief in support of petitioners is hereby granted.
 An answer thereto may be served and filed by any party within
 twenty days of the filing of the brief.
- S067115 John B. Vanderberg et al., Petitioners
 v.
 Sacramento County Superior Court, Respondent
 Centennial Insurance Company et al., Real Parties in Interest
 The application of the Irvine Company, Presley Homes, Inc.,
 Catellus Residential Group, Standard Pacific, Fieldstone
 Communities, Inc., William Lyon Homes, Inc. and Kaufman and
 Broad Home Corporation for permission to file an amicus curiae
 brief in support of petitioners is hereby granted.
 An answer thereto may be served and filed by any party within
 twenty days of the filing of the brief.
- S067115 John B. Vanderberg et al., Petitioners
 v.
 Sacramento County Superior Court, Respondent
 Centennial Insurance Company et al., Real Parties in Interest
 The application of Mercury Air Group, Inc. for permission to file
 an amicus curiae brief in support of petitioners is hereby granted.
 An answer thereto may be served and filed by any party within
 twenty days of the filing of the brief.
- S067115 John B. Vanderberg et al., Petitioners
 v.
 Sacramento County Superior Court, Respondent
 Centennial Insurance Company et al., Real Parties in Interest
 The application of Shade Foods, Inc. for permission to file an
 amicus curiae brief in support of petitioners is hereby granted.
 An answer thereto may be served and filed by any party within
 twenty days of the filing of the brief.

S067115 John B. Vanderberg et al., Petitioners

v.

Sacramento County Superior Court, Respondent

Centennial Insurance Company et al., Real Parties in Interest

The application of TIG for permission to file an amicus curiae brief in support of real parties in interest is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

S067115 John B. Vanderberg et al., Petitioners

v.

Sacramento County Superior Court, Respondent

Centennial Insurance Company et al., Real Parties in Interest

The application of Truck Insurance Exchange for permission to file an amicus curiae brief in support of real parties in interest is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

S067115 John B. Vanderberg et al., Petitioners

v.

Sacramento County Superior Court, Respondent

Centennial Insurance Company et al., Real Parties in Interest

The application of United Policyholders et al. for permission to file an amicus curiae brief in support of petitioners is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

S067115 John B. Vanderberg et al., Petitioners

v.

Sacramento County Superior Court, Respondent

Centennial Insurance Company et al., Real Parties in Interest

The application of Western Council of Construction Consumers for extension of time within which to present an application for permission to file an amicus curiae brief and the brief is hereby granted to and including December 9, 1998.

S016718 People, Respondent

v.

Steven David Catlin

Appellant Steven David Catlin's motion filed October 16, 1998, for reconsideration of the denial of his request for judicial notice and/or augmentation of the record on appeal is denied.

S025880 People, Respondent

v.

Richard Louis Arnold Phillips, Appellant

Appellant's motion to augment or settle the record, filed on November 2, 1998, is granted as follows: The superior court is directed to determine whether a hearing was held in this matter before Mariposa County Superior Court Judge Richard L. McMechan sometime after January 30, 1991, in which appellant appeared without counsel, as described in appellant's declaration, dated October 24, 1998, and attached as an exhibit in support of the augmentation motion. (See *People v. Hawthorne* (1992) 4 Cal.4th 43, 62-63.) The court shall hold an evidentiary hearing if necessary to make this determination. If the court determines no such hearing occurred, it shall inform this court of that fact. If the court determines the hearing occurred, it shall obtain a reporter's transcript of that hearing, if possible, or, if not possible, settle the record as to what occurred at that hearing. The court shall also determine whether appellant filed an "ex parte request for an in-camera hearing to request section 987.9 funds and supporting points and authorities" on October 9, 1990, as described in the augmentation motion and, if so, it shall augment the record to include those pleadings.

On this court's own motion, the superior court is additionally directed to determine whether appellant made any other requests for funds in 1990 or 1991, not currently reflected in the record, as described in the declaration of Katherine Hart, dated September 25, 1998, and attached as an exhibit in support of the augmentation motion. If appellant did make any other requests, the superior court is directed to augment the record, if possible, to include the requests, any orders regarding those requests, and the reporter's transcripts of any hearings regarding any of those requests. If any portion of the record is not available, the superior court is directed to settle the

record regarding the unavailable portion. Pending further order of this court on a showing of good cause, the superior court shall comply with the confidentiality requirements of California Rules of Court, rule 39.51(b).

This appeal has had substantial delays, due partly to the superior court's initial inadequate preparation of the record and subsequent deficient efforts to obtain necessary transcripts. Accordingly, and to minimize further delay, the superior court is directed to comply with these orders as expeditiously as possible, and no later than January 17, 1999. Judge McMechan should be consulted as soon as possible regarding his memory of these matters.

The time for filing a supplemental opening brief described in the order of this court dated August 19, 1998, is extended until 20 days after the superior court has complied with this order. The rest of the briefing schedule stated in the August 19, 1998, order shall remain intact.

S068133 In re Albert Cunningham
 on
 Habeas Corpus

Petitioner's "Motion for leave to supplement petition for writ of habeas corpus," filed October 8, 1998, is granted. Petitioner is directed to file his supplement to the petition for writ of habeas corpus within 45 days of the filing of this order. The Attorney General may have 45 days to address the allegations, as supplemented, within the informal response, in addition to any other time limits applicable to filing the informal response.

S059692 Mark Sanders, Appellant
 v.
 American Broadcasting Companies, Incorporated et al., Appellants
 Appellant Mark Sanders' motion for sanctions and other relief,
 filed September 23, 1998, is denied.

S068743 People, Respondent
 v.
 David Lewis Cornelius, Appellant

Appellant's motion to relieve attorney Martin Buchanan and to appoint another attorney to represent him is denied.

S004597 People, Respondent
Crim. v.
23385 John Louis Visciotti, Appellant

Good cause appearing, the applications of appointed lead counsel and associate counsel for permission to withdraw as attorney of record for condemned prisoner John Louis Visciotti, filed October 26, 1998, and October 27, 1998, respectively, are granted.

The order appointing Timothy J. Foley as counsel of record for condemned prisoner John Louis Visciotti, filed September 28, 1990, is hereby vacated; and the order appointing Richard L. Schwartzberg as associate counsel of record, filed July 30, 1991, is hereby vacated.

The Federal Public Defender for the Central District of California is hereby appointed as attorney of record for condemned prisoner John Louis Visciotti. Counsel is appointed for purposes of all post-conviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S027094 People, Respondent
v.
Marchand Elliot, Appellant

The application of appointed counsel for permission to withdraw as habeas corpus/executive clemency attorney of record for appellant, filed August 14, 1998, is granted.

The order appointing Michael P. O'Connor as counsel of record for appellant, Marchand Elliot, filed April 9, 1996, is hereby vacated with respect to the investigation and/or initiation of habeas corpus/executive clemency proceedings related to appellant's capital appeal. Mr. O'Connor shall remain as counsel of record for appellant's capital appeal, and shall continue to be responsible for all appellate duties specified in Supreme Court Policies Regarding Cases Arising From Judgments of Death, Policy 3, standards 1-1 and 2-1.

Richard Mazer is hereby appointed as habeas corpus/executive clemency counsel in place of Mr. O'Connor, and has responsibility for all habeas corpus/executive clemency duties specified in Policy 3, standards 1-1 and 2.1.

Mr. O'Connor is directed to deliver to Mr. Mazer, within 20 days from the filing of this order, a copy of the entire case file relating to appellant's capital appeal and related habeas corpus proceedings

currently in his possession, including, but not limited to, the reporter's and clerk's transcripts, all case files and documents obtained from appellant's trial counsel, all case reports from investigators, legal assistants and paralegals, and copies of all other documents filed in this court.

Appellant's motion for the appointment of associate counsel, filed September 8, 1998, is granted.

Richard Mazer is hereby appointed as associate counsel to represent appellant Marchand Elliot for the direct appeal now pending in this court.

S042323 People, Respondent

v.

Shaun Kareem Burney, Appellant

Upon request of appellant for appointment of counsel, Geraldine S. Russell is hereby appointed to represent appellant Shaun Kareem Burney for both the direct appeal and related state habeas corpus/ executive clemency proceedings, in the above automatic appeal now pending in this court.

S073071 In re **Brett L. Francisco** on Discipline

It is ordered that **Brett L. Francisco** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including six months actual suspension and the payment restitution, recommended by the Hearing Department of the State Bar Court in its order regarding stipulation filed June 23, 1998. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6086.10 and are payable in accordance with section 6140.7, as amended effective January 1, 1997.

*(See Business & Professions Code, § 6126, subd. (c).)

S073072 In re **William P. Imperial** on Discipline

It is ordered that **William P. Imperial** be suspended from the practice of law for three years, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including six months actual suspension and restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed April 10, 1998. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in equal amounts prior to February 1 for membership years 1999, 2000, and 2001.

*(See Business & Professions Code, § 6126, subd. (c).)

S073073 In re **Steven David Bassett** on Discipline

It is hereby ordered that **Steven David Bassett** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S073074 In re **George Nunez** on Discipline

It is hereby ordered that **George Nunez** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S073075 In re **Doyle Eugene Berry** on Discipline

It is ordered that **Doyle Eugene Berry** be suspended from the practice of law for five years and until he has shown satisfactory proof of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of said suspension be stayed, and that he be placed on probation for five years on conditions including actual suspension for three years and until he has shown satisfactory proof of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii). He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Further Order Regarding Stipulation filed June 15, 1998. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7.

*(See Business & Professions Code, § 6126, subd. (c).)

S073076 In re **Nicole Morgan Hanson** on Discipline

It is hereby ordered that **Nicole Morgan Hanson** be disbarred from the practice of law and that her name be stricken from the roll of attorneys. She is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S073077 In re **Gerald James Tiernan** on Discipline

It is hereby ordered that **Gerald James Tiernan** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S073078 In re **John Richad Velasquez** on Discipline

It is hereby ordered that **John Richad Velasquez** be summarily disbarred from the practice of law and that his name be stricken from the roll of attorneys. Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6086.10 payable in accordance with section 6140.7, as amended effective January 1, 1997.

S073079 In re **Gary Eugene Uhd** on Discipline

It is hereby ordered that **Gary Eugene Uhd** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S073080 In re **Ivan Warren Halperin** on Discipline

It is ordered that **Ivan Warren Halperin** be suspended from the practice of law for two years, and until he makes restitution to Peter A. Bardwick, M.D. in the amount of \$1,403.00, plus 10% per annum interest from December 1, 1994, to Elizabeth Berman and/or any medical provider of Elizabeth Berman who had a valid lien on Elizabeth Berman's settlement and who has not yet received payment in the aggregate amount of \$16,816.00 plus 10% per annum interest from December 1, 1994, to Barbara Larzelere-Riley in the amount of \$1,750.00 plus 10% per annum interest from July 1, 1997, or to the Client Security Fund, if appropriate, and furnishes satisfactory proof thereof to the State Bar Probation Unit, and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of said suspension be stayed, and that he be placed on probation for two years on conditions including his actual suspension for nine months and until he makes restitution as ordered above and makes the showing required by standard 1.4(c)(ii). He is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order regarding stipulation filed June 1, 1998. It is

also ordered that he take and pass the Multistate Professional Responsibility Examination within the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) He is further ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6086.10 and are payable in accordance with section 6140.7, as amended effective January 1, 1997.

*(See Business & Professions Code, § 6126, subd. (c).)

S073083 In re **Lawrence P. Manning** on Discipline

It is hereby ordered that **Lawrence P. Manning** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

